

Declaratory  
Improvement Res. No. 794-1948

which provides for the vacation of  
Oliver St. from McKinnie Ave. to  
Senate Ave., also for the vacation  
of the alley between Smith St. and  
Oliver Street from the first alley  
south of McKinnie Ave. to Senate Ave.  
and also for the vacation of the  
alley between Oliver St. and Bowser  
Ave.

Resolution Adopted:

November 4, 1948

Confirmed:

December 2, 1948

~~Bids Received~~

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

Thurs. January 20, 1949, 7:30  
P. M.

DECLARATORY RESOLUTION NO. 794 - 1948.

For the vacation of Oliver Street from McKinnie Avenue to Senate Avenue, also for the vacation of the alley between Smith Street and Oliver Street from the first alley south of McKinnie Avenue to Senate Avenue, and also for the vacation of the alley between Oliver Street and Bowser Avenue from the first alley south of McKinnie Avenue to Senate Avenue. The alley south of McKinnie Avenue to remain open across present Oliver Street.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Oliver Street from McKinnie Avenue to Senate Avenue, also vacate the alley between Smith Street and Oliver Street from the first alley south of McKinnie Avenue to Senate Avenue, and also the vacation of the alley between Oliver Street and Bowser Avenue from the first alley south of McKinnie Avenue to Senate Avenue. The alley south of McKinnie Avenue to remain open across present Oliver Street.

All as shown by a plan of such proposed street and alley vacations as above described, now on file in the office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said street and alley vacations shall be assessed against the property owners beneficially affected thereby.

The property which may be injuriously or beneficially affected by the proposed street and alley vacations is described as follows: all lots in Mount Vernon Park Addition to the City of Fort Wayne, Indiana, bounded on the north by McKinnie Avenue; on the west by Smith Street; on the east by Bowser Avenue and on the south by Senate Avenue.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all Acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) per cent. per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacation of the above described street and alleys shall be subject to an easement for the use of the City of Fort Wayne and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All streets and lots and lands affected by the above described street and alley vacations are situated in the North East Quarter (NE<sup>1</sup>), Section Twenty-Four (24), Township Thirty North (30N) Range Thirteen (13) east, and lying within the corporate limits of the City of Fort Wayne, Allen County, Indiana.

ADOPTED THIS 4th DAY OF November 1948.

Attest:

Joseph M. Schwartz  
Secretary Board of Public Works

Walter C. Vetter  
Frank A. Desch  
Chauncey D. Griffith  
Board of Public Works.



M. KINNIE AVE

45.6	50	46.6	46	46	46	46	46.5	50	46.5	46	46	46	46	46.5	50
6	135	7	8	9	10	11	12	13	14	15	16	17	18	19	20
		135					135	135						135	

187	40	12
188	40	
189	40	
190	40	
191	40	
192	40	
193	40	
194	40	
195	40	

SMITH STREET

186	133	132	79	78
132.6	132.6	132.6	132.6	132.6
185	134	131	80	77
184	135	130	81	76
183	136	129	82	75
182	137	128	83	74
181	138	127	84	73
180	139	126	85	72
179	140	125	86	71
152.6	152.6	152.6	152.6	152.6
VACATE				
40	40	40	40	40

OLIVER STREET

132	79	78
132.6	132.6	132.6
131	80	77
130	81	76
129	82	75
128	83	74
127	84	73
126	85	72
125	86	71
152.6	152.6	152.6
VACATE		
40	40	40

BOWSER AVE

78	77	76	75	74	73	72	71
132.6	132.6	132.6	132.6	132.6	132.6	132.6	132.6
78	77	76	75	74	73	72	71
40	40	40	40	40	40	40	40

SENATE

AVE

195	40
196	40

132.6	178
177	40

132.6	141
142	40

132.6	124
123	40

132.6	87
88	40

132.6	70
70	40

City Of Fort Wayne  
Indiana



OFFICE OF  
BOARD OF PUBLIC WORKS

FORT WAYNE, INDIANA

October 14, 1948

Mr. C. Ross Lindemuth  
City Engineer  
City Hall

Dear Sir:

You are hereby instructed to prepare plans, specifications, estimate, and resolution for the vacation of Oliver Street from McKinnie Avenue to Senate Avenue, also for the vacation of the alley between Smith Street and Oliver Street from the first alley south of McKinnie Avenue to Senate Avenue, and also for the vacation of the alley between Oliver Street and Bowser Avenue from the first alley south of McKinnie Avenue to Senate Avenue. The alley south of McKinnie Ave. to remain open across present Oliver Street.

Yours very truly,

Board of Public Works

ATTEST:

*McShane*  
Secretary

*Frank A. Smith*

*Chauncey L. Griffith*



# P E T I T I O N

Fort Wayne, Ind.,

October 14, 1948

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate on \_\_\_\_\_, from

\_\_\_\_\_ to \_\_\_\_\_

respectfully petition for the passage of a resolution providing for the vacation of Oliver Street from McKinnie Avenue to Senate Avenue, also for the vacation of the alley between Smith Street and Oliver Street from the first alley south of McKinnie Avenue to Senate Avenue, and also for the vacation of the alley between Oliver Street and Bowser Avenue from the first alley south of McKinnie Avenue to Senate Avenue. The alley south of McKinnie Avenue to remain open across present Oliver Street.

NAME:

ADDRESS:

SCHOOL CITY OF FORT WAYNE, IND

1230 S. Clinton, Ft. Wayne, Ind. Petitioner

By: Ben F. Geyer  
Ben F. Geyer, President

W. Page Yarnelle  
W. Page Yarnelle

Grace M. Goeriz  
Grace M. Goeriz

Willard Shambaugh  
Willard Shambaugh

August J. Wiegand  
August J. Wiegand

As its Board of School Trustees

Mr. Belmont

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## Petition for Passage

### of a Resolution for

vacation of Oliver Street from  
McKinnie Avenue to Senate Ave.,

also for the vacation of the  
alley between Smith Street and

Oliver Street from the first  
alley south of McKinnie Ave.

to Senate Avenue, and also for  
the vacation of the alley between

Oliver St. and Bowser Ave. and

from the first alley south  
of McKinnie Avenue to

to Senate Ave. The alley  
south of McKinnie Ave.

remain open across present  
Oliver St.  
Filed with the Board of Public Works

Plans Ordered:

October 14, 1948

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